THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT APPEAL NO.1437 OF 1995

Dated 08-11-2005

Between:

K.V.S.S.Surya Kumari …Appellant

And

Shaik Khasim and others …Respondents

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and

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WRIT APPEAL NO.1437 OF 1995

J U D G M E N T (Per the Hon'ble Sri Bilal Nazki, ACJ):

There was a dispute with regard to the lease of a site granted to respondent Nos.1 to 3 for a period of three years commencing from 1st April, 1995 up to the end of March, 1998. The appellant was the highest bidder. Respondent Nos. 1 to 3 filed a writ petition being W.P.No.5876 of 1995 in this Court. The bid of the appellant was Rs.1750/- per month. The Court without hearing her or giving her any notice asked

respondent Nos. 1 to 3 to pay a rent of Rs.600/- per month each. Thereafter, the appellant sought the leave of this Court and filed the appeal. We are told that an interim direction was given when the appeal was entertained and the appellant continues to be in possession of the said property. The lease was to end in March, 1998. That period has already been over, therefore, in our view, the writ appeal has become infructuous, which is accordingly dismissed. Respondent No.4 is at liberty to deal with the property as he wishes in accordance with law. No order as to costs.

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(Bilal Nazki, ACJ)

8th November, 2005

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(R.Subhash Reddy,J)

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